

AN ORDINANCE TO LICENSE INSULATION CONTRACTORS AND OTHERS WHO INSTALL MATERIALS AND EQUIPMENT DESIGNED TO MEET THE ENERGY CONSERVATION STANDARDS OF THE STATE BUILDING CODE

ADOPTED BY THE UNION COUNTY BOARD OF COMMISSIONERS ON NOVEMBER 21, 1977

RECORDED IN DOCKET 13 -- PAGE 175-177

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF UNION COUNTY:

SECTION 1. AUTHORITY.

This ordinance is adopted pursuant to Chapter 703, North Carolina Session Laws of 1977, and G. S. 153A-134.

SECTION 2. LICENSE REQUIRED.

On and after January 1, 1978, no person, firm or corporation may for a consideration install, alter or restore, within any unincorporated part of Union County and within any city which by resolution of its governing board pursuant to G. S. 153A-122 permits this ordinance to be applicable within subject city any insulation or other materials or energy utilization equipment designed or intended to meet the State Building Code requirements for insulation and energy utilization standards who is not either: (a) licensed as a contractor to do the proposed work under Chapter 87 of the General Statutes; (b) working under the supervision of a registered architect or professional engineer; (c) an owner working upon his own building; or (d) licensed under this ordinance.

SECTION 3. APPLICATIONS.

Every person desiring a license under this ordinance shall submit an application for such license to the Union County Director of Building Inspection or his designated representative conforming to the following requirements:

- (1) Form of Application. Each application shall be a written statement upon forms provided by the Union County Inspection Department.
- (2) Contents of Application. Each application shall contain the following information:
 - (a) Name and home address of the applicant, if an individual, or home office address, if a corporation or partnership;
 - (b) Names and home addresses of the partners, if a partnership;
 - (c) Names and home addresses of the officers and directors, if a corporation;
 - (d) Place where the proposed business is to be located;
 - (e) Complete record of all convictions of felonies or acts involving dishonesty, fraud, or deceit by the applicant or any employee, partner, officer, or director of the applicant, whether in this or any other state or jurisdiction;
 - (f) Complete record of all licenses held by the applicant or any employee, partner, officer, or director of the applicant authorizing activities of the type regulated by this ordinance or other activities involving construction, alteration, or modification of buildings and structures;

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- g. Information as to the circumstances in which any local, state, or federal government or agency has refused, suspended, or revoked a license of the type described in paragraph (f) to applicant or any employee, partner, officer, or director of the applicant.
- (3) License Fees. Each application shall be accompanied by a license fee in the amount of \$20.00 for such license, such amount to be for the calendar year and prorated by quarters to the end of such year.
- (4) False Statements. False statements on any application for a license shall be grounds for immediate revocation or denial of such license.

SECTION 4. PROCEDURE FOR ISSUANCE.

- (a) Standards. The Union County Director of Building Inspection shall issue the license unless he shall find that the applicant or any employee, partner, officer, or director of the applicant:
 - (1) Has been convicted within the last three years of a felony or an act involving dishonesty, fraud, or deceit, whether in this or any other state or jurisdiction;
 - (2) Has been refused a license to do the type of work authorized herein or has had such a license suspended or revoked by any local, state or federal government or agency and such government or agency has not subsequently granted or restored such license;
 - (3) Has knowingly made a false statement in the application;
- (b) Appeal from Denial. Any applicant whose license is denied may appeal the denial to the Union County Board of Commissioners. After reasonable notice to the applicant, the Board shall afford the applicant an opportunity to show why its license should not be denied.

SECTION 5. TERMINATION AND RENEWAL OF LICENSES.

All licenses issued hereunder shall terminate on the last day of the calendar year for which issued. Renewal of such licenses shall be pursuant to the same procedures and requirements set forth for initial issuance.

SECTION 6. SUSPENSION; REVOCATION; APPEAL

(a) The Union County Director of Building Inspection may suspend or revoke any license issued hereunder at any time upon a showing that the applicant or any employee, partner, officer, or director of the applicant has:

- (a) knowingly made a false statement in the application for a license; or
- (b) violated the State Building Code requirements as to insulation or energy utilization equipment or materials, whether in this or any other jurisdiction, or
- (c) been convicted of an act involving dishonesty, fraud, or deceit with respect to any contract entered into for work requiring this license.

(b) Any licensee whose license is suspended or revoked may appeal the

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suspension or revocation to the Union County Board of Commissioners. After reasonable notice to the licensee, the Board shall afford the licensee an opportunity to show why its license should not be suspended or revoked.

SECTION 7. CHANGE OF LOCATION.

The location of any licensed business may be changed, provided 10 days' notice thereof is given to the Union County Director of Building Inspection and operation at such new location does not violate any applicable State or local law, ordinance, or regulation.

SECTION 8. PERMIT REQUIRED; "Insulation and Energy Utilization" Permit Fee; Persons Exempted.